

ORDINANCE NO. 205

AN ORDINANCE REGULATING THE RIGHT OF MAKING A SPEECH UPON THE PUBLIC STREETS OR OTHER PUBLIC OUTDOOR PLACES IN THE CITY OF LODI.

Be it ordained by the City Council of the City of Lodi as follows, to-wit:

Sec. 1. Definitions. The following terms shall have the meaning set out herein:

"Public place" shall mean any street, alley, court, square, park or other outdoor place controlled or owned by the public or by the City of Lodi. It shall not include any public building or other covered enclosure.

"Speech" shall mean any oral appeal to the public or any part or group thereof, and shall include address or lecture.

Sec. 2. No person shall be permitted to deliver any speech upon or from any public place in the City of Lodi, unless a permit so to do has first been issued to said person by the Chief of Police of the City of Lodi.

Every application for a permit to deliver a public speech shall be filed with the Chief of Police and shall give the name of the person or persons who desire to speak; under whose auspices the speech is to be given; general nature of speech, such as religious, patriotic, labor problems, etc.; when it is proposed to deliver said speech and whether the speaker or speakers are aliens or citizens of the United States.

The permit to deliver a speech from a public place shall state where the speech may be delivered; the time when said speech is to be delivered, and the person or persons who may deliver the same.

Sec. 3. Anyone violating any of the terms of this ordinance shall be deemed guilty of a misdemeanor and upon con-

viction thereof, shall be punished in the manner prescribed in the Penal Code of the State of California, for the punishment of misdemeanors.

Sec. 4. It is hereby declared that an unusual public emergency exists necessitating the immediate passage of this ordinance and necessitating that this ordinance take effect immediately. Such emergency consists of the fact that political agitators threaten to hold and will hold in public places within the City of Lodi immediate public meetings at which will be delivered public speeches advocating radical changes in the form of city, state and national government and advocating immediate over-throw of the government by violent means and such meetings and speeches are liable to result in immediate mob violence within the corporate limits of said city with consequent damage to property within said corporate limits and to citizens of said city and because of such emergency this ordinance shall take effect immediately.

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The foregoing Ordinance was duly and regularly passed and adopted by the City Council of the City of Lodi, San Joaquin County, California, at a regular meeting of said City Council duly and regularly held at the office and principal place of business of said City Council, to-wit, at the City Hall, in said City of Lodi, on Monday, August 20th 1934, at the hour of 8:00 o'clock P.M. of said day, by the following vote:

AYES: Councilmen Spooner, Weihe, Clark, Keagle & Steele.

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NOES: Councilmen None

ABSENT : Councilmen None

Dated: August 20 1934.

Approved this 20th day of August, 1934.

*Approved  
Aug. 21-1934*

G. M. Stekler  
Mayor and President of the City Council  
of said City of Lodi.

Attest:

J. F. Broney  
City Clerk.